



09-16-03

RCE/280
PTO/SB/80 (10/01)
9/16/03

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/510,938
	Filing Date	February 22, 2000
	First Named Inventor	Paul S. MURRAY
	Group Art Unit	2857
	Examiner Name	Elias DESTA
	Attorney Docket Number	P4085

This is a Request for Continued Examination (RCE) under 37 C.F.R. 1.114 of the above-identified application.

NOTE: If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE Practice.

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1. **Submission required under 37 C.F.R. 1.114**

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. ☐ Other _____

b. ☒ Enclosed

i. ☐ Petition for 3-Month Extension

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS), Form SB/08A and copy of References

iv. ☒ Other Amendment Accompanying RCE Transmittal

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1123

i. ☐ RCE fee required under 37 C.F.R. 1.17(e)

ii. ☐ Extension of time fee (37 C.F.R. 1.136 and 1.17)

iii. ☒ Other: Charge any additional fees or credit any overpayments **for this filing**

b. ☒ Check in the amount of \$750.00 enclosed (\$750.00 RCE fee)

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Eugene J. Bernard	Registration No. (Attorney/Agent)	42,320
Signature		Date	September 9, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:			
Name (Print/Type)			
Signature		Date	

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Attorney Docket No. P4085
Client Matter No. 80168.0288

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. 09/510,938
Applicant: MURRAY, Paul S.
LEARN, Karen
Filed: February 22, 2000
TC/A.U. 2857
Examiner: DESTA, E.
Docket No. P4085
Customer No. 32658

Confirmation No. 2969

Title: **AVAILABILITY,
RELIABILITY OR
MAINTAINABILITY INDEX
INCLUDING OUTAGE
CHARACTERIZATION**

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CERTIFICATE OF MAILING BY EXPRESS MAIL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned hereby certifies that the attached

1. RCE Transmittal;
2. Amendment Accompanying RCE Transmittal;
3. Check for \$750.00;
4. Return Card; and

this Certificate of Mailing by Express Mail relating to the above application, were deposited as "Express Mail," Mailing Label No. EL533428334US with the U.S. Postal Service, addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 9, 2003.

September 9, 2003

Mailer

September 9, 2003

Eugene J. Bernard, Reg. 42,320
Hogan & Hartson LLP
1200 17th Street, Suite 1500
Denver, Colorado 80202
Telephone: (303) 454-2457
Facsimile: (303) 899-7300